

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

: CRIMINAL NO. 04-617

v.

: DATE FILED _____

MOISES BALDUINO-SOLANO

: VIOLATIONS:

**: 21 U.S.C. § 846 (conspiracy to possess
cocaine with intent to distribute
– 1 count)**
**: 21 U.S.C. § 841(a)(1) (possession of
cocaine with intent to distribute
– 1 count)**
**: 18 U.S.C. § 1512(b)(1) (tampering
with a witness - 2 counts)**

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. On or about July 26, 2004, at Trevose, in the Eastern District of Pennsylvania, and elsewhere, defendant

MOISES BALDUINO-SOLANO

conspired and agreed, together with Ramon Collado and Jose Mieses Sanchez, as well as persons known and unknown to the grand jury, to knowingly and intentionally possess with intent to distribute 500 grams or more, that is, approximately 2014.5 grams, of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.

MANNER AND MEANS

2. It was a part of the conspiracy that defendant MOISES BALDUINO-SOLANO procured the cocaine in New York from unknown persons to distribute to unidentified persons in Philadelphia.

3. It was a further part of the conspiracy that defendant MOISES BALDUINO-SOLANO, and others known to the grand jury traveled from New York to Trevoise, Pennsylvania, to transport multi-kilogram quantities of cocaine to Philadelphia.

In violation of Title 21, United States Code, Section 841(a)(1).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 26, 2004, at Philadelphia, in the Eastern District of Pennsylvania,
defendant

MOISES BALDUINO-SOLANO

knowingly and intentionally possessed with intent to distribute more than 500 grams, that is,
approximately 2014.5 grams, of a mixture or substance containing a detectable amount of cocaine, a
Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

From on or about August 1, 2004 to on or about August 15, 2004, at Philadelphia , in the Eastern District of Pennsylvania, defendant

MOISES BALDUINO-SOLANO

attempted to corruptly persuade person # 1 known to the grand jury with intent to influence, delay, and prevent the testimony of that person in an official proceeding, that is he directed person # 1 to falsely implicate himself in a crime, thereby exonerating the defendant, in exchange for a cash bribe.

In violation of Title 18, United States Code, Sections 1512(b)(1).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

From on or about August 1, 2004 to on or about August 15, 2004, at Philadelphia ,
in the Eastern District of Pennsylvania, defendant

MOISES BALDUINO-SOLANO

attempted to corruptly persuade person # 2 known to the grand jury with intent to influence, delay,
and prevent the testimony of that person in an official proceeding, that is he directed person # 2 to
falsely implicate himself in a crime, thereby exonerating the defendant, in exchange for a cash bribe.

In violation of Title 18, United States Code, Sections 1512(b)(1).

A TRUE BILL:

GRAND JURY FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**